



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT
P.O. BOX 621
HONOLULU, HAWAII 96809

AGENDA
FOR THE MEETING OF THE
COMMISSION ON WATER RESOURCE MANAGEMENT

DATE: October 29, 2003
TIME: 9:00 am
PLACE: DLNR Board Rm.
Kalanimoku Building

- A. CALL TO ORDER**
- B. ROLL CALL**
- C. ACCEPTANCE OF AGENDA**
- D. APPROVAL OF MINUTES** – September 17, 2003
- E. CORRESPONDENCE/ANNOUNCEMENTS**
- F. OLD BUSINESS:**
 - Order Denying Maui Meadows Homeowners Association's Petition for Writ of Mandamus to the Commission on Water Resource Management
- G. NEW BUSINESS:**
 - 1. Grace Pacific Corporation, APPLICATION FOR A WATER USE PERMIT, Lower Makakilo Well (Well No. 2104-01), TMK 9-1-16:04, New (Dust Control; Landscape Irrigation) Use for Additional 0.044 mgd (0.168 mgd Total), Ewa-Kunia Ground Water Management Area, Oahu
 - 2. Application for a Stream Channel Alteration Permit (SCAP-OA-361), City and County of Honolulu, Department of Design and Construction, Stabilize Streambank to Reduce Erosion, Waihee Stream, Kahaluu, Oahu (TMK (1) 4-7-12:20)
 - 3. Modification of Designation Trigger for Waihee Aquifer System Area 60103 as a Ground Water Management Area, Wailuku, Maui, Hawaii
- H. REPORTS:**
 - Third Quarterly Report (April 1 – June 30, 2003), Implementation of Lalakea Alternative Mitigation Project (LAMP)

I. TOPICS FOR FUTURE COMMISSION MEETINGS

The Commission will meet in Executive Session to consult with the Commission's attorney regarding the East Maui Irrigation Company and the consolidated cases of Maui Tomorrow, et al., v. State of Hawaii, Board of Land and Natural Resources, et al., Civ. No. 03-1-289-02, First Circuit Court, State of Hawaii, and Na Moku Aupuni O Ko'olau Hui, et. Al., v. State of Hawaii, Board of Land and Natural Resources, et. al., Civ. No. 03-1-0292, First Circuit Court, State of Hawaii.

J NEXT COMMISSION MEETINGS (TENTATIVE)

November 19, 2003

December 17, 2003

K. UPCOMING EVENTS

L. ADJOURNMENT

Materials related to items on this agenda are available for review at our office at 1151 Punchbowl Street, Room 227, and also will be available at the meeting.

Any person may testify or present information on any meeting agenda item, unless the item involves a proceeding in an existing contested case. In addition, if you have a legal interest that may be adversely affected by the proposed action, you may have a right to an administrative contested case hearing. You must make the request for such a hearing either orally or in writing at the public hearing or meeting for which this notice is given. Hawaii Administrative Rules (HAR) §13-167-52(a).

If you request a contested case hearing, you will have the opportunity to present to the Commission oral or written evidence or testimony or both to establish your standing. You may present your testimony or evidence on standing at the meeting or public hearing described above or, alternatively, at a hearing set by the Commission at a later date.

If you request a contested case hearing either orally or in writing, you must also complete and file (or mail and postmark) a written petition for a contested case with the Commission within ten days after the date of the public hearing or meeting noticed here. Petition forms are available from the Commission. HAR §13-167-52(a).

If you do not make such a request or fail to file a timely written petition with the Commission, the consequence is that you will be precluded from later obtaining a contested case hearing and seeking judicial review of any adverse decision. HAR Chapter 13-167.

UNANTICIPATED EXECUTIVE SESSIONS: Pursuant to Hawaii Revised Statutes (HRS) §92-7(a), the Commission may, upon the affirmative vote of two-thirds of the members present (provided the affirmative vote constitutes a majority of the members to which the Commission is entitled), hold an executive session on any agenda item without written public notice if it was not possible to anticipate the need for an executive session in advance. Any such executive session shall be held pursuant to HRS §92-4 and shall be limited to those items described in HRS §92-5(a).

Disabled individuals planning to attend the public hearing or meeting are asked to contact the Commission at the above address or phone (Kauai) 274-3141 ext. 70214, (Maui) 984-2400 ext. 70214, (Hawaii) 974-4000 ext. 70214, (Molokai or Lanai) 1-800-GOV-INHI ext. 70214 or 587-0214 **at least three days in advance of the public hearing or meeting** to indicate if they have special needs which require accommodation.